

Messages & Communications Doc. No. 38GL-26-1949 through 1952.

From 38th Committee On Rules <committeeonrules@guamlegislature.gov>
Date Fri 2/20/2026 9:57 AM
To Guam Legislature Clerks <clerks@guamlegislature.gov>
Cc Legislative Counsel <legislativecounsel@guamlegislature.gov>

4 attachments (23 MB)

22026COMM Doc. No. 38GL-26-1949.pdf; 22026COMM Doc. No. 38GL-26-1950.pdf; 22026COMM Doc. No. 38GL-26-1951.pdf; 22026COMM Doc. No. 38GL-26-1952.pdf;

Håfa Adai Clerks Office,

Please see attached, **Messages & Communications Doc. No. 38GL-26-1949 through 1952** for processing:

	38GL-26-1948	Office of Public Accountability - Guam	OPA Report No. 26-02 February 2026, Department of Public Works Village Streets Master Plan Performance Audit for FY2018 through FY2025*
✓	38GL-26-1949	Civil Service Commission	Board Meeting Packet for February 17, 2026*
✓	38GL-26-1950	Government of Guam Retirement Fund	Acting Director Designation of Ms. Diana T. Bernardo, for the Government of Guam Retirement Fund from February 19, 2026 to February 23, 2026, or until the return of Paula M. Blas.
✓	38GL-26-1951	Department of Education	Fiscal Year 2026 Fiscal Execution Plan & 1 Quarter Fiscal Execution Report*
✓	38GL-26-1952	Guam Public Utilities Commission	FY2025 Annual Report.



Si Yu'os ma'åse',

Marie Crisostomo

Committee on Rules Assistant

COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson

I Mina'trentai Ocho Na Liheslaturan Guåhan

38th Guam Legislature

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Messages and Communications 38GL-26-1952.

2 messages

Speaker Frank Blas Jr. <speakerblas@guamlegislature.gov>

Thu, Feb 19, 2026 at 4:51 PM

To: 38th Committee On Rules <committeeonrules@guamlegislature.gov>, Sabrina Salas Matanane <office.senatorbri@guamlegislature.gov>

Håfa Adai,

Please see attached M&C Doc. No. 38GL-26-1952

38GL-26-1952	Guam Public Utilities Commission	FY2025 Annual Report.
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*Si Yu'os Ma'åse'**Bernice Rivera*

Administrative Assistant


**Office of Speaker Frank F. Blas, Jr.**I Mina'trentai Ocho na Liheslaturan Guåhan 38th Guam Legislature

Guam Congress Building, 163 Chalan Santo Papa, Hagatña

(671)969-6456

speakerblas@guamlegislature.gov

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 **38GL-26-1952.pdf**
15722K**38th Committee On Rules** <committeeonrules@guamlegislature.gov>

Fri, Feb 20, 2026 at 8:46 AM

To: "Speaker Frank Blas Jr." <speakerblas@guamlegislature.gov>

Håfa Adai,

Received, and thank you.

*Si Yu'os ma'åse',*

Marie Crisostomo

Committee on Rules Assistant

COMMITTEE ON RULES

Vice Speaker V. Anthony Ada, Chairperson

*I Mina'trentai Ocho Na Liheslaturan Guåhan**38th Guam Legislature*

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[Quoted text hidden]

GUAM PUBLIC UTILITIES COMMISSION

Jeffrey C. Johnson
Chairman

Peter B. Montinola
Vice Chairman

Commissioners

Joseph M. McDonald
Michael A. Pangelinan
Doris Flores-Brooks

Suite 807, DNA Building
Post Office Box 862
Hagåtña, Guam 96932
Telephone: (671) 472-1907
Fax: (671) 472-1917
Email: info@guampuc.com

Lourdes R. Palomo
Administrator

Marie M. Leon Guerrero
Administrator-in-Training

Sheila M. Salas
Administrative Assistant

Frederick J. Horecky
Chief Administrative Law Judge

Joephet R. Alcantara
Administrative Law Judge

Kristina L. Baird
Administrative Law Judge

Anthony R. Camacho
Legal Counsel

February 17, 2026

HAND-DELIVER

Honorable Governor Lourdes A. Leon Guerrero
Maga'Haga of Guam
OFFICE OF THE GOVERNOR OF GUAM
Ricardo J. Bordallo Complex
513 West Marine Corps Drive
Hagatna, Guam 96910

Honorable Speaker Frank Blas, Jr., Speaker
38th GUAM LEGISLATURE
Guam Congress Building
163 Chalan Santo Papa
Hagatna, Guam 96910

RE: FY2025 ANNUAL REPORT OF THE GUAM PUBLIC UTILITIES COMMISSION

Dear Governor Leon Guerrero and Speaker Blas:

Submitted respectfully herewith, in accordance with the mandate of 12 G.C.A. §12104, you will please find the Guam Public Utilities Commission ("PUC") Annual Report for Fiscal Year 2025. Attached hereto, marked as Attachment "A", and incorporated herein by this reference, is a comprehensive overview detailing the regulatory and administrative actions undertaken by the PUC during the aforementioned fiscal year.

The PUC's Annual Report for Fiscal Year 2025 indicates that it has heard and adjudicated a total of 42 petitions presented by the utilities, as follows:

1. **Guam Power Authority ("GPA")** - 24 petitions;
2. **Guam Waterworks Authority ("GWA")** - 10 petitions;
3. **Guam Solid Waste Authority ("GSWA")** - 2 petitions;
4. **Port Authority of Guam ("PAG")** - 2 petitions; and

38GL-26-1952
OFFICE OF THE SPEAKER
FRANK F. BLAS JR.

FEB 18 2026

Time: 4:51 pm
Received: MLG



38GL-26-1952
Messages and Communications

RECEIVED
COMMITTEE ON RULES
February 19, 2026

4:51 p.m.

Marie Crisostomo

Honorable Governor Lourdes A. Leon Guerrero,
Maga'Haga of Guam
OFFICE OF THE GOVERNOR OF GUAM

Honorable Speaker Frank Blas, Jr., Speaker
38th GUAM LEGISLATURE
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5. **Telecommunication Companies** (i.e., Docomo, GTA and PTI) - 4 petitions.

The PUC has also decided and approved 14 of its administrative matters.

The highlights in FY2025, were PUC's adjudication of the Guam Solid Waste Authority (GSWA) rate case (GSWA Docket No. 24-04); and, the approval, on two (2) separate occasions, of the reduction of the Guam Power Authority's (GPA) Levelized Energy Adjustment Clause (LEAC) for the period of February 1, 2025 through July 31, 2025 (GPA Docket No. 25-05) and August 1, 2025 through January 31, 2026 (GPA Docket No. 25-13), thereby reducing the average residential ratepayers' monthly GPA bill by approximately \$100.00.

In the GSWA rate case, the PUC increased the monthly residential solid waste rate from \$30.00 to \$35.00 in FY2026 and to \$38.00 in FY2027. The commercial rate was increased from \$171.60 per ton to \$190.00 in FY2026 and to \$193.00 in FY2027. Residential transfer station rates were also increased. GSWA had not previously had a rate increase since 2012.

Regarding the LEAC rate, in FY2025 the PUC reduced the rate from \$0.261995/kWh to \$0.188781/kWh. The reasons for the substantial decrease in the rate were declines in fuel prices and the pending availability of the Ukudu Power Plant.

In September 2025, in the annual rate true-up proceeding, in GWA Docket No. 24-05, the PUC authorized the Guam Waterworks Authority (GWA) to adjust its non-lifeline rates to 8.2% effective October 1, 2025. This was a reduction from the 10.75% increase which the PUC had previously authorized in the five-year rate case Order in 2024. The main reason for the GWA rate increase is to implement its 5-year Improvement Program at a cost of \$899M, which includes compliance with the federal consent decree and federal PFAS/Dieldrin regulations.

Additionally, on May 7, 2025, the PUC filed its Amicus Brief in the land litigation case before the Supreme Court of Guam, in the case entitled Government of Guam, Joseph M. Borja, in his capacity as Director of Land Management, and Guam Waterworks Authority v. Core Tech International Corporation and Younex Enterprises Corporation, Supreme Court

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Case No. CVA24-007, Superior Court Case No. CV1198-18, which involves the disputed ownership of GWA's Northern Water and Wastewater Plant. The PUC supports GWA's position that it, and not Core Tech International Corporation, is the owner of the Northern Water and Wastewater Plant. The Appellate Hearing on this matter was held on August 28, 2025, and this appeal is currently pending (under advisement) before the Supreme Court of Guam.

With regard to anticipated rate increases, in FY2025, PAG filed a rate case to adjust Guam's Tariff Rate and GPA also filed its petition to adjust its base rate. In reviewing utility applications for rate increases, the PUC will continue to weigh both the demonstrated financial needs of the utilities and the right of ratepayers to just and reasonable rates.

The PUC also strives to actively engage in the review of proposed legislative bills and has submitted testimony to the Guam Legislature in FY2025 concerning Guam's utilities and ratepayers in the following matters:

1. **Bill No. 30-38(COR)**, relative to establishing the GSWA Islandwide Collection Plan. Although PUC testified in support of Bill 30-38(COR), introduced on January 16, 2025, by Senator Sabina Flores Perez, it objected to the language contained in the proposed addition of §51A1106, and urged the Guam Legislature to adopt PUC's requested amendments to §51A1106, to ensure that the LICA rates are subject to review and approval of the PUC. Bill No. 30-38(COR) was signed into law as Public Law 38-39 on August 18, 2025.
2. **Bill 74-38(COR)**, relative to net metering and operations of the GPA, which Bill was introduced on March 4, 2025, by Senator Tina Rose Muna Barnes. The PUC strongly opposed the enactment of Bill 74-38(COR) as it will completely remove the PUC from any participation in the process of regulating net metering; and, instead substitutes the Guam Legislature as the new PUC for setting net metering compensation/rates; replaces the PUC with the Guam Legislature in control of the net metering regulatory framework; and will allow for an unlimited number of net metering customers in the system and lift any cap on the amount of renewable energy injected into the

Honorable Governor Lourdes A. Leon Guerrero,
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power system. This bill remains under active review with opposing testimony presented by the PUC.

The PUC will utilize its best efforts in collaborating and assisting both the Executive and Legislative branches of our government in enacting legislation that enhances the efficiency of Guam's utilities in the best interest of Guam's ratepayers. It will also continue to endeavor to provide its insights to the Legislative branch with regard to proposed legislation that may impact the utilities and ratepayers of Guam.

If you have any questions or require further information concerning the operation of the PUC, please contact us at (671) 472-1907. Thank you for your kind attention to this matter.

Respectfully submitted,



Jeffrey C. Johnson
Chairman

Enclosure - Attachment A.

ATTACHMENT A
REGULATORY AND ADMINISTRATIVE
ACTION BY THE GUAM PUBLIC UTILITIES COMMISSION
FISCAL YEAR 2025 ANNUAL REPORT

Guam Power Authority

DATE FILED	DKT NO.	SUMMARY	ACTION
11-16-23	GPA 24-06 (FJH)	<p><u>Petition to Approve Amendment 2 to Hanwha Energy Corporation's, Phase II, Renewable Energy Acquisition Power Purchase Agreement.</u> Presented by CALJ Frederick J. Horecky. The PUC approved Amendment 2 to Hanwha Energy Corporation's Phase II Renewable Energy Acquisition Power Purchase Agreement and the Second Amendment to the Interconnection Agreement and ordered GPA to file a copy of the final executed Amendment 2 and the Second Amendment with the PUC. [Order approving GPA's Petition entered on 01-25-24]</p> <p><u>Notice of Contract Termination:</u> GPA filed a Notice of Contract Termination notifying the PUC that as of March 10, 2025, GPA's contract with HEC Guam A, LLC (Hanwha), which encompasses a Renewable Energy Purchase Agreement and Interconnection Agreement has been terminated owing to fact that Hanwha failed to meet the February 28, 2025, Solar Module Order Placement milestone deadline. GPA states that Hanwha was given notice and opportunity, but did not cure the default. [Notice of Termination filed 03-21-25]</p>	
08-09-24	GPA 24-22 (JRA)	<p><u>Petition of the Guam Power Authority to Approve the Construction of the New Transmission and Distribution Facility:</u> This Petition requests PUC's approval to construct a new transmission and distribution (T&D) facility in Dededo. ALJ Joephet R. Alcantara presented this matter and stated that GPA proposes to replace the existing outdated steel-frame structure with a typhoon-resistant concrete facility, estimated at \$17.2M and funded through its CIP budget. The new facility will house administrative and operational offices and include a disaster recovery center. GPA officials emphasized the importance of this project, noting the critical need for a robust structure during emergencies. The PUC granted the Petition and authorized GPA to issue an Invitation to Bid for the procurement related to the construction of a new T&D facility. [Order entered on 11-05-24]</p>	APPROVED (unanimously)
09-09-24	GPA 24-24 (JRA)	<p><u>Petition of the Guam Power Authority to Approve the Purchase of the Water System Diesel (WSD) Generators:</u> GPA requests approval for the purchase of 49 medium-sized stationary generators (20 125kW, 13 15kW, and 16 300kW generators) in addition to 11 portable generators (3 125kW, 5 175kW and 16 300kW generators). ALJ Joephet R. Alcantara</p>	APPROVED (unanimously)

ATTACHMENT A
REGULATORY AND ADMINISTRATIVE
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Guam Power Authority

DATE FILED	DKT NO.	SUMMARY	ACTION
		<p>need for the KEPCO Phase IV solar project and granted approval of the Phase IV Renewable Bid Award to KEPCO-EWP-SAMSUNG C&T, and conditionally approved GPA to proceed with the finalization of the KEPCO contract. The final approval of the contract was not granted until GPA submits a contract to the PUC that both GPA and KEPCO have agreed to. Upon certification by the CALJ to the Commissioners that the final contract does not contain any material changes that were not in the draft submitted to the PUC and the missing contract provisions have been provided, approval will be final. [Order (conditional) entered 11-05-24] CALJ Frederick Horecky submitted his Certification dated February 11, 2025, pursuant to the PUC's conditional Order entered on November 5, 2024, certifying that GPA filed 2 contracts with the PUC on February 3, 2024 – the Renewable Energy Purchase Agreement and the Interconnection Agreement between GPA and KES. CALJ Horecky further certified that: (1) the Office of the Attorney General has approved both contracts as to form and legality; (2) he has fully and carefully reviewed the final version of both contracts filed with the PUC and has ascertained that both GPA and KES have agreed to the terms of the 2 agreements; (3) the final KES Agreement is commercially reasonable; and, (4) there are numerous provisions in the final agreements which adequately protect the interests of GPA and its ratepayers. [Certification filed 02-11-25]</p>	
09-13-24	GPA 24-26 (ARC)	<p><u>Petition to Approve GPA's Revenue-Funded Capital Improvement Project Ceiling Cap for FY2025:</u> GPA's petition requests PUC's approval of its revenue-funded capital improvement project ceiling cap for FY2025. Legal counsel Anthony R. Camacho presented this matter and provided an in-depth presentation and outlined GPA's request to set the annual CIP ceiling cap at \$34,960,498.00, excluding line extensions. This amount covered a range of projects, including plant overhauls, transformer upgrades and procurement of electric bucket trucks. Legal counsel Camacho emphasized that the proposed cap was consistent with historical levels and was approximately \$2M higher than the previous fiscal year, a figure well below the 9-year average annual increase of \$5M. Legal counsel Camacho detailed major projects being covered by this ceiling cap and assured the Commissioners that the proposed ceiling cap reflected prudent and necessary allocations for</p>	<p style="text-align: center;">APPROVED (unanimously)</p>

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Guam Power Authority

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		<p>while it has requested reimbursement of \$10M from FEMA for this purchase, it has yet to receive any feedback regarding its request. PUC had earlier found that the existing generators were part of an aging fleet – most are over 29 years old, unreliable, difficult to maintain, obsolete replacement parts, near the end of their life span and, more importantly, do not meet current needs and demands. The PUC approved the GPA's petition and authorized GPA to purchase fourteen (14) large-sized WSD generators from Morrico Equipment, LLC, at a cost of \$3,177,636.33. [Order entered 12-02-24]</p>	
10-04-24	<p style="text-align: center;">GPA 25-02 (FJH)</p>	<p><u>Petition of the Guam Power Authority to Approve Procurement of Services to Design and Build Infrastructure for and Services to Install, Test and Commission Piti Substation T-7 Power Transformer as Part of Replacement Project:</u> CALJ Frederick J. Horecky presented this matter and outlined the necessity of replacing the Piti Substation T7 power transformer, which failed in January 2021, due to mechanical and insulation issues. The project includes constructing a new transformer pad that meets modern EPA secondary containment requirements, assembling and installing the replacement transformer, conducting site acceptance testing, and addressing compliance requirements for soil testing, land use and environmental standards. The estimated total cost of \$2.8M was approved by the CCU in resolution GPA FY 2024-31. The transformer is critical for serving distribution loads such as the Port Authority of Guam and a backup for the Navy T8 power transformer. PUC considered the importance of the T7 transformer, any possible funding and the project's probable alignment with the Utility Services Agreement between GPA and the U.S. Navy. The PUC approved GPA's request to procure contractor services to design and build the necessary infrastructure for and services to install, test and commission the Piti Substation T-7 power transformer and authorized GPA to expend up to \$2,818,440.00 for such project. [Order entered 11-05-24]</p>	<p style="text-align: center;">APPROVED (unanimously)</p>
10-04-24	<p style="text-align: center;">GPA 25-03 (JRA)</p>	<p><u>Petition of the Guam Power Authority to Approve Award of Contracts to Supply Ultra-Low Sulfur Diesel (ULSD) to Various Power Generating Plant Site Locations:</u> In its petition, GPA seeks PUC's approval to award contracts for ultra-low sulfur diesel fuel delivery to various power generation sites. ALJ Joephet R. Alcantara presented this matter and detailed the proposed 3-year contracts with Mobil Oil Guam ("Mobil") and</p>	<p style="text-align: center;">APPROVED (unanimously)</p>

ATTACHMENT A
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FISCAL YEAR 2025 ANNUAL REPORT

Guam Power Authority

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		<p>property insurance with AM Insurance. The PUC granted GPA's Petition for Approval of Property Insurance Contract Extension with AM Insurance and its affiliates for the period beginning on January 1, 2025 and ending October 31, 2025, and approved a total property insurance premium in the amount of \$5,978,600.00 for the first one-year contract extension period beginning January 1, 2025 and ending October 31, 2025, and ordered that exercise by GPA of any of the additional three (3) renewal options for property insurance shall be brought back to the PUC for prior approval. [Order entered 12-02-24]</p>	
12-13-24	GPA 25-05 (FJH)	<p><u>Petition of the Guam Power Authority to Reduce the Levelized Energy Adjustment Clause (LEAC) for the period of February 1, 2025 through July 31, 2025:</u> GPA's Petition seeks PUC's approval to reduce the Levelized Energy Adjustment Clause (LEAC) for the period of February 1, 2025 through July 31, 2025. CALJ Frederick J. Horecky presented the matter and summarized GPA's submission stating that GPA seeks to reduce the current LEAC factor from 0.261995 per kilowatt-hour (kWh) down to 0.208802 per kWh, which is roughly a 5.3 cents reduction in the LEAC factor for the next 6-month period. The CCU has approved this reduction and authorized GPA to petition the PUC to reduce the LEAC factor for the next LEAC period. GPA's basis for seeking reduction of its LEAC factor is the decrease of fuel prices. GPA has been able to substantially reduce the LEAC under-recovery balance over the past year. As of July 1, 2024, the fuel expense under-recovery balance had been estimated by GPA at over \$33M; however, GPA estimates that as of January 31, 2025, there will be an under-recovery balance of \$4.285M. PUC's consultant, Marianas Consulting Group, was asked to review the LEAC petition and make recommendations to the PUC. CALJ Horecky further stated that there seems to be justification for this reduction due to the steady decline in fuel prices. For the current LEAC period ending in January 31, 2025, the average market price of fuel approved is \$116.11 per barrel. The projected average price of fuel for the LEAC period of February 1, 2025 through July 31, 2025, is expected to be \$100 per barrel. The Morgan Stanley fuel pricing also indicated the same reduction in fuel prices between the 2 periods, roughly the average price for diesel and for RFO was reduced by about 14%. This establishes the recommendation to reduce the LEAC. Although GPA collected an updated average of fuel prices</p>	APPROVED (unanimously)

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		<p>CALJ Frederick J. Horecky presented this matter and stated that after the solicitation, GPA will again petition the PUC to obtain approval of the contract. CALJ Horecky indicated that TEMES Group, who holds the PMC since 2016, has been maintaining the Dededo, Macheche and Yigo CT power plants. The PMC was subsequently amended to include the Piti 7 power plant and other smaller CT plants. The need for the PMC was established, in part, as a result of the explosion of the Cabras plants in 2016 and the need for additional generation capacity and assistance. The concept is that the PMC improves the condition of the CT power plants. The PMC with TEMES is due to expire in February 2026 and GPA is filing this petition as it believes it will take a year to complete its solicitation and determine a successful bidder for the bid. The PUC approved GPA's petition to solicit a Performance Management Contract for GPA's Combustion Turbine Power Plants. [Order entered 01-30-25]</p>	
02-11-25	<p>GPA 25-07 (ARC)</p>	<p><u>Petition of the Guam Power Authority for Authorization to Procure Strategic Program Management Office (SPMO) for GPA's Future Projects:</u> This Petition, as amended, is for authorization to procure Strategic Program Management Office ("SPMO") for GPA's SPMO contracts. Legal counsel Anthony R. Camacho presented this matter and stated that GPA is implementing safeguards to prevent excessive cost overruns on its SPMO contracts requiring: (1) task orders that will be individually negotiated for scope hour, scheduled deliverables, milestones and costs; (2) project reports that GPA will post online and share with its General Manager, CCU and PUC for transparency purposes; (3) contractors to submit detailed invoices (based on a previously approved schedule) and impose a cap on the SPMO for each project that shall not be exceeded without GPA's prior approval; (4) contractors to report to GPA Asst. GM for Engineering & Technical Services so there will be a higher level of supervision for contract work; and (5) GPA to subject the SPMO contracts (limited to GPA's federally funded projects) to audits by the U.S. Department of Energy and Technical Program Officer and will hold weekly meetings to retain oversight on these contracts. With these additional safeguards, the costs could be kept as close as possible to the \$10.5M that GPA is requesting for the SPMO contracts. Legal counsel Camacho found (with these additional safeguards in place) the SPMO contracts are prudent and necessary and</p>	<p>APPROVED (unanimously) (5 in favor / 1 absent)</p>

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		<p>diesel plants and Aggreko units would be non-compliant with EPA regulations. GPA confirmed that Aggreko’s temporary power plant contract runs for 2 years and its Urea procurement aligns with the timeframe. Once Ukudu becomes operational, Urea consumption would be reevaluated. The PUC approved GPA’s Petition for Additional Projected Costs of Urea Supply Contract and authorized GPA to expend a total of \$4,842,501 for the purchase of Urea from Pacific Petroleum Trading Company, which includes expenditures already made and expenditures anticipated through Fiscal Year 2026. [Order entered 02-27-25]</p>	
03-07-25	GPA 25-09 (JRA)	<p><u>Petition of the Guam Power Authority to Approve Procurement of the Comprehensive Unarmed Uniformed Security Guard Services</u>: This Petition seeks PUC’s approval for procurement of the comprehensive unarmed uniformed security guard services. ALJ Joephet R. Alcantara presented this matter and stated that GPA issued IFB GPA 33-22 in 2022, which sought the current uniformed security guard services for the protection of GPA’s key assets and locations. GPA entered into a contract for an initial term of 1 year with 2 year-long renewal options, which contract is due to expire in June of 2025. GPA requests that the PUC approve another procurement related to the security guard services for a 3-year base period and 2 1-year option renewal periods. GPA states that these security guard services will cover 5-6 sites, namely: Gloria Nelson Building in Fadian, the supply warehouse and storage yards to include the Transmission Distribution Building compound in Dededo, the Dededo Combustion Turbine Powerplant, the Yigo Diesel and Yigo Combustion Turbine Powerplant, as well as the Cabras Powerplant Compound in Piti. GPA submits these are critical infrastructure, whose assets, systems and network are considered vital to the island community and military installation and the incapacitation or destruction of these assets would have a huge debilitating effect on the island’s readiness, economic security, public health and safety. An essential part of GPA’s security efforts is utilizing these manned security services, along with other components such as surveillance systems and access control systems, which altogether minimizes security risks to GPA’s customers, personnel and property. GPA provided its draft IFB documents detailing the scope of work the contractor will be performing similar to the work being</p>	APPROVED (unanimously)

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		<p>estimated at \$400K, is approximately \$1,666.67 less per month than the previous extension. GPA is exploring internal printing capabilities and alternative digital billing procedures as requested by the PUC in May of the previous year. Finally, legal counsel Camacho recommended the approval of the extension, deeming the cost reasonable and the contract prudent, to avoid a disruption in GPA's billing cycle, which would negatively impact revenue. Additionally, legal counsel Camacho proposed a condition be placed in the Order specifying that the extension be exercised on a month-to-month basis for up to 12 months or until GPA's internal printing is established or a new contract is awarded, whichever comes first. The PUC granted the extension of GPA's contract with Graphic Center and authorized GPA to exercise the month-to-month contract extension up to 12 months or until GPA's internal printing service is established or until a new contract is awarded, whichever comes first. [Order entered 04-24-25]</p>	
05-01-25	GPA 25-11 (JRA)	<p><u>Petition of the Guam Power Authority to Enter into an Agreement with Tristar Terminal Guam, Inc. to Extend the Term for (a) RFO Pipeline Lease Agreement and (b) RFO Storage Lease Agreement:</u> ALJ Joephet R. Alcantara presented this matter and stated that these two (2) the RFO Pipeline Lease (first contract) and the RFO Storage Lease (second contract) have been before the PUC numerous times and in September 2022, the PUC approved a 3-year extension on these contracts, which are due to terminate on August 2025. The CCU authorized the costs associated with extending both contracts and authorized GPA to request PUC approval. The fees for the new extended pipeline and storage contracts have remained the same since 2021, which were the same fees negotiated back in 2018 and have not seen any increase in rates since that time. Further, GPA states Tristar Terminal Guam, Inc. ("Tristar") is the only service provider for these services and there are simply no other alternatives at GPA's disposal at this time. ALJ Alcantara found the RFO contracts reasonable and the extensions prudent and necessary and concluded that the RFO contracts are vital since they ensure uninterrupted supply of fuel to GPA (noting that any interruption to the safe distribution of fuel resources to GPA could be a potential threat to public health, welfare and safety) and, based thereon, recommends the PUC approve a 1-year extension on the contracts at a cost of \$594,667M for the</p>	<p>APPROVED (unanimously) (4 in favor / 1 absent)</p>

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		<p>commercial operation date of Ukudu expected in September 2025. GPA submits that additional energy produced by Ukudu testing can mitigate the effect of loadshedding by providing supplemental energy at the time of high demand. The updated GPA Ukudu Cost Agreement Analysis indicates that GPA will pay GUP for the additional testing power estimated at \$4.9M. However, GPA contends that these costs will be offset by approximately \$9.2M in savings from energy produced by the more efficient new powerplant resulting in a net savings of about \$4.4M. The CCU in its Resolution FY 2025-18 entered on May 27, 2026, authorized GPA and GUP to amend the ECA, thereby allowing GPA to purchase and pay for additional pre-commissioning testing power from GUP. GPA has justified the need for the purchase of additional testing power from GUP and has presented a credible case that its plan to purchase additional testing power will produce a cost saving for the ratepayers. CALJ Horecky believes the project is justified and recommends that PUC approve the amendment of the ECA and authorize GPA to expend up to \$4.9M. The PUC approved GPA's Petition to Amend the ECA between GPA and GUP, and authorized GPA to pay for additional pre-commissioning testing, which would result in additional energy support services from Ukudu power plant, and further authorized GPA to expend up to the amount of \$4,900,00 for such energy support services. [Order entered 05-29-25]</p>	
06-04-25	GPA 25-13 (FJH)	<p><u>Petition of the Guam Power Authority for Two-Step Reduction in the Levelized Energy Adjustment Clause (LEAC) for the Period of August 1, 2025 through January 31, 2026:</u> CALJ Frederick J. Horecky presented this matter and stated that GPA in its petition requests that the PUC implement a 2-step reduction in the LEAC factor, as follows: (1) from 20.8802 cents per kilowatt hour (kWh) to 18.8781 cents per kWh for a 1-month period, from August 1, 2025 through August 31, 2025; and (2) a further reduction from the 18.8781 cents per kWh to 13.5840 per kWh for a 5-month period, from September 1, 2025 through January 31, 2026. Effective February 1, 2025, the PUC reduced the LEAC factor from 26.1995 per kWh to 20.8802, for meters read during the 6-month period ending July 31, 2025, which is the current LEAC factor. The basis for the reduction was a 14% decrease in fuel prices and the expected commissioning of the Ukudu powerplant in September 2025,</p>	APPROVED (unanimously)

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		from August 2025 through January 2026 as soon as such actual costs become available. [Order entered 06-26-25]	
06-06-25	GPA 25-15 (JRA)	<p><u>Petition of the Guam Power Authority to Approve its Procurement of Energy Storage System Energy-Shifting and Grid Services:</u> ALJ Joephet R. Alcantara presented this matter and stated that Guam Public Law 35-46 mandates that GPA establish a preliminary renewable portfolio standard goal of 50% of net electricity sales by December 31, 2035 and 100% electricity sales by December 31, 2045. In 2022, the GPA issued the IFB which involved GPA’s Phase IV Renewable Energy Resource Acquisition project. This procurement sought non-intermittent power from renewal generation sources, with a total minimum annual output of 300,000MWh. That procurement indicated that after the selection of the winning bidders, GPA will conduct a system-integration study to determine system upgrades or improvements that are required for these renewable resources to integrate into GPA’s current transmission system. In a report penned by SSE Electric Company, it concluded that certain transmission infrastructure upgrades, as well as new standalone batteries, were necessary in order to integrate these Phase IV renewable projects into GPA’s grid. On May 27, 2025, the CCU found that the standalone batteries, now called Energy Storage Systems (ESS) Phase II Project, will allow GPA to shift and dispatch energy to support the grid at any time of the day, and further found that the Energy Shifting and Grid Services from the batteries are critical for maintaining a stable and reliable electrical grid, and authorized the procurement of the ESS Services Phase II Project. GPA submits that this ESS Phase II Project will certainly exceed \$1.5M per annum, which thereby triggers PUC review. In its Petition, GPA has indicated that standalone batteries along the transmission infrastructure upgrades will best mitigate stability violations when the Phase 4 project is tied into the grid. The procurement intends to obtain battery storage, energy storage systems with certain necessary grid services and in particular it intends to procure 90MWh – 360MWh of transmission and services that charge during the day and then discharges at night 180MW, 90MWh fast-response grid services that can charge and discharge at any time of the day under the control of GPA’s SCADA system, as well as an interconnection into GPA’s 115kV transmission system. GPA intends on entering into this type of</p>	<p style="text-align: center;">APPROVED (unanimously) (5 in favor / 1 absent)</p>

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		<p>periods for renewable energy power, with options for initial 4-year period increments. The total costs of these contracts are approximately \$157.5M plus, which will be paid over the course of the 25-year period. The estimated costs for each facility are as follows: Harmon facility - \$40M; Malojloj facility - \$40M; Pulantat facility - \$36M; and Barrigada facility - \$40M. GPA's plan for all these renewables stems from the PUC's conditional approval. GPA's 2022 Integrated Resource Plan established GPA's goal to have 188MW renewable capacity by December 31, 2029, and will increase to 220MW by December 31, 2029. In December 2022 GPA issued the IFB Phase IV Procurement. Eleven bids were submitted, 4 of which were submitted by PEC and LMS Consortium for the 4 PRUs that are currently before the PUC. On August 4, 2025, the CCU authorized GPA's management to petition the PUC for approval to award Phase IV Renewable Acquisition Bids of 4 proposals, totaling 18.4MW to PEC and LMS Consortium under the companies Phase IV facilities, as required under the PUC Procurement Protocol. The \$157.5M total price for the 4 PRUs exceeds GPA's \$1.5M threshold. In analyzing the total price of \$157.5M, legal counsel Camacho finds the cost for the base unit to be reasonable. As to the LEAC, it is true that these records will increase the LEAC every single year. The calculated cost would be \$6.2M on average for each year for the 25 years. However, this cost would likely be decreased by the reduction of GPA's existing fuel cost caused by using renewable energy. Legal counsel Camacho reviewed all 4 rebids and they contain identical terms regarding representation and warranties, performance requirements and interconnection. Legal counsel Camacho found that the terms commercially reasonable. The rebids in this case were not signed by the parties but are based on the current contract that was approved by the Guam Office of the Attorney General. The PUC conditionally approved GPA's partial IFB award to PEC & LMS for the PRU Tamuning, Malojloj, Pulantat, and Barrigada renewable energy projects, and the respective REPAs for each project; authorized GPA to proceed with the finalizations of the REPAs; and ordered that GPA submit the final drafts of the REPAs between GPA and PEC & LMS for the PRU Tamuning, Malojloj, Pulantat, and Barrigada renewable energy projects to the PUC. Upon certification by the PUC legal counsel that the Final REPAs do not contain material changes from the draft</p>	

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		<p>Pacific Island Security Agency ("PISA"). ALJ Joephet R. Alcantara presented this matter advising that the PUC earlier authorized GPA to solicit services for its comprehensive unarmed uniformed security guard services for its key assets and locations which was scheduled to expire. GPA issued its IFB and received 3 bids in response. PISA was determined to be the lowest responsible and responsive bidder at \$100,039.20 per month of \$1,200,470.40 per annum. The CCU approved this contract award to PISA and authorized the expenditure of \$3.6M for the initial 3-year term as well as an additional \$2.4M for a 2-year option term, for a total of \$6,002,352.00 for the entire proposed 5-year contract term. GPA states the contract is necessary as its power system is critical infrastructure to its assets, systems and networks, whether physical or virtual, and are considered so vital to the island, military and national communities. The incapacitation or destruction of its systems would have a debilitating effect on readiness, economic security, public health, safety or any combination thereof. An essential component of GPA's security efforts is to utilize this manned security services along with various technological solutions, such as surveillance systems, intrusion detection systems, access control systems which altogether minimizes security risks to GPA customers, personnel and property. Based on the IFB, the contract will be awarded to provide properly vetted personnel, who are trained and qualified as roving security guards. The contract also requires standard unarmed guards to be assigned to the Fadian building, the supply warehouse and storage yards, the transmission and distribution building in Dededo, the CT powerplant and substation warehouse compound, the Yigo diesel and CT powerplant, as well as the Cabras powerplant in Piti. The guards will provide typical service, will be posted at their assigned compound premises, will enforce access control policies and procedures, conduct routine surveillance, respond to security threats, breaches, any suspicious activities, fire and safety hazards, assist with access control measures, while monitoring activities through the use of security camera. GPA states that the \$6M for this contract will be drawn from its revenues. Based on the records, ALJ Alcantara found the contract to be reasonable, prudent and necessary and recommended that GPA's petition be approved authorizing GPA to enter into a contract with PISA for the amount requested of</p>	

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		<p>\$13,311,455.56 to \$13,947,014.51. This increase of \$647K for the extension is for fixed management fees and reimbursable O&M. CALJ Horecky recommended that the PUC approve the 5-month extension of the PMC for the CTs and other plants with TEMES, by contract amendment, and GPA has submitted a draft Amendment No. 3, which would authorize the 5-month extension, the payment of fixed management fees and the O&M budget cost with TEMES. The contract extension is necessary and GPA has provided sufficient justification for the PUC to approve a 5-month extension of the TEMES PMC. This is a multiyear contract and although the extension is for \$647K, the PUC considers the total cost of the contract of \$13,947M over the 10-year period plus 5-years, necessitating the review under the GPA Contract Review Protocol. The contract extension is reasonable as the monthly cost for the extension period will remain the same as GPA's current monthly CT PMC costs. The contract extension is prudent because without an extension, there would be no PMC to safely and reliably operate and maintain the CT powerplants and it is extremely important to keep them operational. The PUC approved the 5-month extension of the TEMES' PMC for Dededo CT 1 & 2, Macheche CT, Yigo CT, Piti 7 CT, and the Tenjo Vista, Talofofu and Manenggon power plants and authorized GPA to amend the TEMES PMC by entering into draft Amendment No. 3 with TEMES; authorized the total cost of CT PMC (GPA-001-16) with TEMES to be increased from \$13,311,415.56 to \$13,947,014.51 for Fixed Management Fees and Reimbursable O&M cost; and further authorized GPA to expend the total amount of \$646,598.95 for the 5-month extension of the TEMES PMC as Fixed Management Fees (\$72,600.58 monthly) and Reimbursable O&M cost (\$56,719.21 monthly). [Order entered 09-25-25]</p>	
09-08-25	GPA 25-20 (FJH)	<p><u>Petition to Approve the Guam Power Authority's Revenue Funded Capital Improvement Project Ceiling Cap for FY20:</u> In its Petition GPA requests the PUC to approve the FY2026 GPA CIP Ceiling Cap in the amount of \$21M, which consists of \$7,914,485.00 of general plan coupled with engineering projects of \$7,260.00. CALJ Frederick J. Horecky presented this matter and informed the PUC that in support of its petition, GPA submitted a letter from GPA General Manager together with GPA Resolution No. FY2025-32, both of which are attached to</p>	APPROVED (unanimously)

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		<p>FY2026 proposed Ceiling Cap of \$15,174,673.00. The proposed engineering projects appear reasonable and the construction project should improve the islandwide power system. These projects are needed for overhauls and other improvements and GPA's FY2026 Ceiling Cap is reasonable, prudent and in the best interest of ratepayers. The PUC approved GPA's FY2026 internally funded CIP ceiling cap, which consists of General Plant and Engineering, in the amount of \$15,714,673.00; noted that the General Plant and Engineering budgets are considerably lower than the FY2024 Cap and that the FY2025 Ceiling Cap appear reasonable and no prudency concerns are noted; ordered that GPA shall file a complete reconciliation of the FY2025 expenditures on or before December 1, 2025, as required by the Contract Review Protocol; and that GPA must obtain Contract Review approval from the PUC before it expends amounts for those projects which exceed the contract review threshold of \$1.5M. [Order entered on 09-25-25]</p>	

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		<p>\$154.88M to \$150.48M for the FY2026 rate decision. The parties have also agreed that the stated revenue recovery level for FY2026 will be achieved by an 8.2% adjustment to all non-lifeline rate components, and a legislative surcharge of 3.55% effective October 1, 2025. The negotiations resulted in a reduction of the original increase approved by the PUC of 10.75% on non-lifeline rates down to 8.2% for FY2026 rates. The parties also agreed to certain requirements for future true-up petitions. All future true-up petitions will provide a table laying out all the values in the PUC’s prior order for the fiscal year being trued-up, compared with the values used in the petition, and providing a narrative for the adjustments. In addition, the parties agreed that the CALJ should conduct a proceeding, after the PUC enters its order in this proceeding, to obtain input from the parties as to the process and boundaries of what is permissible as adjustments in a true-up proceeding. Based upon CALJ’s review of the record, it is his recommendation that the proposed stipulations and joint stipulation are just and reasonable and should be approved by the PUC. The joint stipulation was bargained for at arm’s length by the parties and represents a full and final resolution of current pending issues in the true-up proceeding. GWA represents its interest and Georgetown represents the PUC and the ratepayers in arriving at a fair and just rate in this matter. CALJ Horecky recommends that the PUC support and approve the joint stipulation in accordance with its provisions. As to the rates, CALJ Horecky recommends that the PUC adopt the final rate on FY2026 and the adjustments to the schedule set forth therein. Based upon the administrative record, the CALJ finds that the proposed rates in the final RAM and joint stipulation are just and reasonable. In its September 24, 2024 rate decision, the PUC had approved a cost for 10.75% increase. The parties worked to the best of their ability to reduce the amounts and to give assistance that they could to the ratepayers and, through that process, they arrived at the reduction to 8.2%. Given the \$900M CIP over 5-years, CALJ Horecky believes that the parties have done their best to reduce the proposed increase. Finally, CALJ Horecky recommends that the PUC approve the Accounting Order stipulated to by the parties. The PUC ordered that: (1) the expenses related to the adjudication of the FY2020 – FY2024 rate case (Docket 19-08) have now</p>	

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		<p>legislative surcharge of 3.55%. Effective October 1, 2025, GWA is authorized to implement an 8.2% rate increase to all non-lifeline rate components and a legislative surcharge of 3.55%. All future GWA True-Up petitions will provide a table laying out all the values in the Commission’s prior order for the fiscal year being trued-up compared with values used in the petition and a narrative provided by GWA for the adjustments. The ALJ is ordered to conduct a proceeding subsequent to the Commission’s issuance of its Order in this proceeding to obtain input from all parties as to the process and boundaries of what is permissible as adjustments in a true-up proceeding. The ALJ’s recommendations, as accepted or modified by the Commission, shall be made in a timely fashion to guide GWA’s filing in the subsequent true-up proceeding for FY2027 rates. The customer water and wastewater rates set forth in the final RAM and in the exhibits to the ALJ Report are hereby adopted and approved. The rates proposed by the parties in the Joint Stipulation and the final RAM are just and reasonable pursuant to 12 G.C.A. §§12116 and 12118. The proposed Accounting Order, to permit GWA to Record Selected Legal Expenses as Regulatory Assets for Recovery in FY2027-FY2029, is approved. Based upon the recommendation of the parties in the Joint Stipulation, the stated recovery level of \$150.48M for FY2026 shall be used in any subsequent rate design phase for the FY2026 True-Up. [Order re: Annual True-Up for FY2026 Rates entered 09-25-25]</p>	
09-15-24	GWA 24-10 (ARC)	<p><u>Petition to Approve GWA’s Indefinite Delivery/Indefinite Quality Hydraulic Modeling Services Contract with Brown & Caldwell</u>: This matter concerns GWA’s request to approve its indefinite delivery, indefinite quantity or IDIQ hydraulic modeling services with Brown & Caldwell, which contract has a term of 5 years at an estimated cost of \$2,145,556.00. Legal counsel Anthony R. Camacho presented this matter and stated that this relates to the stipulated order entered in District Court, Civil Action No. 02-0005, between GWA and U.S. EPA. GWA, as part of the Water Resources Master Plan (dating back to 2006) is required to maintain and develop computer models of GWA’s water and wastewater pipe networks. PUC’s approval is required as this IDIQ contract exceeds the Contract Review Protocol threshold of \$1M and GWA’s specs may require use of bond funds. The IDIQ contract is based on the estimated</p>	APPROVED (unanimously)

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	(ARC)	<p>This matter comes before the PUC for approval to procure design-build services for Phases 1 and 2 of GWA's SCADA (supervisory control and data acquisition) system project. Commissioner Pangelinan recused himself from this docket due to a conflict of interest. Legal counsel Anthony R. Camacho presented this matter and advised the PUC that Phase 1 involves constructing a centralized SCADA control center, while Phase 2 focuses on integrating remote sites into the new system. The estimated cost of \$4.8M falls within a larger \$36M electronic monitoring and control budget. GWA emphasized the project's operational benefits, including standardizing SCADA systems to improve efficiency, cybersecurity, and cost management. The PUC reviewed and approved GWA's Petition to Procure Design-Build for SCADA System Phases 1 and 2 and authorized GWA to issue a solicitation to procure Design-Build Services for SCADA System Phases 1 and 2. The PUC also ordered that, in accordance with the PUC-GWA Contract Review Protocol, GWA must submit all approved contracts that arise from the aforementioned solicitation, which exceed the \$1M threshold of the PUC-GWA Contract Review Protocol, or contracts arising under the aforementioned solicitation that will be funded using Bond Funds, to the PUC for prior approval. [Order entered 11-05-24]</p>	(5 in favor / 1 conflicted out)
11-04-24	GWA 25-03 (ARC)	<p><u>Petition to Approve GWA's Liquid Chlorine Supply Contract for Water Production and Treatment Facilities Island Wide:</u> This matter is before the PUC for an approval of GWA's Liquid Chlorine Supply Contract for Water Production and Treatment Facilities Island-Wide. Legal counsel Anthony R. Camacho presented the matter and stated that the contract in question is a 3-year contract with two 1-year options to renew with Marianas Gas Corporation dba Island Equipment for liquid chlorine for island-wide water production treatment facilities. Island Equipment has been GWA's supplier of liquid chlorine since 2014. The estimated cost of the contract if renewed into its fifth year is approximately \$4.9M. This amount is \$292,000.00 (approximately 6%) more than GWA's prior contract, however, the liquid chlorine gas industry is highly regulated and the contract's cost reflects the specifications. Legal counsel Camacho found the \$4.9M estimated contract to be reasonable and prudent, as the use of chlorine is a common regulated practice for treating and disinfecting drinking water</p>	APPROVED (unanimously)

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		<p>prevent any interruptions of its island-wide deep wells water production and water supply. GWA further submitted that the contract is fair and reasonable and there were very small increases in the cost of the pumps versus the current prices and a decrease in prices for the low-temperature motors of approximately 30% to 40%. The PUC reviewed and approved GWA's Petition and authorized GWA to enter into contract with JMI-Edison for the purchase of submersible pumps, motors, cables and splicing gels, for an estimated cost of \$2,965,892.04 for the initial three (3) year contract term, and \$1,977,261.36 for the two (2) year options, for a total of \$4,943,153.40 for the full five (5) year term. As the cost contingency is already provided by GWA's CRP, the ordinary PUC contingency shall apply to this contract. [Order entered 01-30-25]</p>	
01-04-25	<p style="text-align: center;">GWA 25-05 (ARC)</p>	<p><u>Petition to Approve a Fund Increase to the JMI-Edison Contract for Wastewater Treatment Chemicals and to Ratify Expenditures:</u> This matter concerns a request from GWA to approve an increase in funding for its JMI-Edison contract for wastewater treatment chemicals and to ratify past expenditures that exceeded the originally approved contract amount. Commissioner Pangelinan recused himself due to a conflict of interest. ALJ Joephet R. Alcantara presented the matter and explained that in July 2019, GWA entered into a contract with JMI Edison for the purchase of cationic and anionic polymers, essential for wastewater treatment at Northern District, Hagatna and Santa Rita Plants. The CCU originally authorized \$1,170,458.88 for chemical procurement. However, since 2024, GWA has spent approximately \$1,189,761.00 exceeding the cap by \$19,302.00. GWA did not initially bring this matter to the PUC as it believed it was exempt due to a 2011 federal stipulated order. After clarification, GWA is committed to seeking PUC approval for all future chemical purchases unless otherwise exempted. GWA seeks an additional \$400,000.00, bringing the total authorized contract amount to \$1,589,761.36, to ensure continued chemical supply. CCU has approved GWA's request in Resolution No. 13 FY 2025, acknowledging the ongoing need for wastewater treatment chemicals and authorizing additional procurement. ALJ Alcantara confirmed that JMI-Edison was the lowest responsible bidder and that the contract had been properly procured. GWA further emphasized that wastewater</p>	<p style="text-align: center;">APPROVED (unanimously) (5 in favor / 1 conflicted out)</p>

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		<p>Services 2025A Revenue Bonds. GWA seeks to issue and sell up to \$350M in water and wastewater system revenue bonds as authorized by Public Law 37-103. In September 2024, the PUC in GWA Docket No. 24-05, issued a rate decision which approved a 5-year capital investment program estimated at a cost of \$899M. GWA submits that the \$350M amount is within GWA's current financing plan and rate structure, as approved by the PUC in the 2024 through 2029 five-year plan, which will cover both interest and principal payments on the financed amount once they begin. Under the bond structure, the principal on the bonds will not become due within the first 5 years of the date of issuance. No new rate increases will be required to support the issuance under GWA's present 5-year rate plan ending in FY2029. Since this docket involves bond funds, the PUC must approve the bond issuance and any expenditure of the bond funds under the Contract Review Protocol. GWA submits that the proceeds from the bond issuance will fund critical infrastructure projects necessary to construct, improve, maintain, and repair GWA's water and wastewater systems. These investments will support the plan and required additions, upgrades, and treatment systems mandated by court orders, federal regulations and environmental laws. The actual amount sought from the issuance of the bond proceeds is around \$274,947M, which may increase if the market interest rate moves unfavorably against GWA. GWA Resolution 27 FY 2025, issued by the CCU, authorized the issuance of 1 or more series of additional bonds in an aggregate principal not to exceed \$350M to finance various projects to pay for the cost of issuance of the bonds, for credit enhancements and to fund the deposit with debt service reserve fund. The CCU indicates that the issuance of the bonds is necessary to provide improvements to the system. Public Law 37-103 authorized the bond issuance -- the Guam Legislature expressly approved GWA's issuance and sale of revenue bonds in a principal amount not to exceed \$560M, and further provided that such bonds shall be issued for the purpose of (1) financing capital improvement projects necessary to comply with regulatory enforcement actions, including any consent decree entered between GWA and the U.S. Environmental Protection Agency and U.S. Department of Justice; financing capital improvement projects referenced in</p>	

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		<p>Horecky stated that the bond issuance raised some concerns, i.e., an amount not to exceed \$350M, and yet the underwriters reflect the bonds as \$274M – what is the reason for the difference. GWA legal counsel Rojas explained that there are uncertainties about the issuance – GWA may have to go out for more than what it thought it would. The legislature authorized \$550M so it’s hard to disagree with that. Additionally, the bond counsel and Mr. Carlson both agreed that they wanted the PUC to approve an amount not to exceed \$350M. The bond TIC rate for the issuance was 5.14%. Based on the record before the PUC and the independent review of its consultant, GCG, CALJ Horecky recommended that the PUC approve GWA’s petition for issuance and sale of Guam Waterworks Authority Water and Wastewater Series 2025A Revenue Bonds. The PUC ruled that the order approving long-term debt in the form attached (“Debt Order”) be adopted by the PUC; reminded GWA that it must obtain prior PUC approval of the projects listed in Exhibit “A” to the Debt Order before procurement can begin on such Projects or before bond proceeds can be expended or committed on them, except for such Projects otherwise approved by the PUC as conforming with the <u>Stipulated Order or Amendments thereto</u> of the United States District Court of Guam, or which have otherwise previously been exempted by the PUC from the Contract Review process; ordered that GWA must obtain prior approval to use any excess Bond proceeds or contingency funds not previously committed to an approved new project before such excess proceeds of the Bonds or contingency funds can be expended or committed; no implied approval is provided by the PUC regarding revenue and expense pro-forma statements utilized in the financing if such statements have not been previously approved by the PUC; authorized the PUC Chairman to approve any changes to the maximum principal amount of the Bonds to be issued and other matters not inconsistent with the terms of this Order; further ordered that after the bond issuance is completed, GWA shall provide the PUC, as soon as possible, with the details and results of the bond issuance and that GWA shall provide quarterly reports in a manner approved by the PUC, 45 days after the close of each quarter on the actual uses of the Bonds. [Order entered 06-26-25]</p>	

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		<p>presented this matter, with Commissioner Pangelinan recusing himself due to a conflict of interest. On April 2024, GWA petitioned the PUC for approval of procurement related to improving its Upper Tumon warehouse and its meter testing facility. GWA estimated that Phase 1 of this project would be approximately \$3.1M. Based on PUC's approval, GWA issued an IFB to solicit bids for this project. GWA received 3 bids in response to its IFB and, after evaluation of the bids, GWA determined that Canton Construction Corporation was the lowest responsive and responsible bidder. GWA submits that the rehabilitation and renovations to its Upper Tumon warehouse are essential and critical for proper storage and protection of its inventory and its employees and visitors. Over the course of 30 years, the warehouse has deteriorated due to wear and tear, tropical weather conditions and damages caused by Typhoon Mawar. The metal roofing, roll-up doors, offices, storage areas and other structural portions of the warehouse require renovating. Rainwater leaking through the damaged rooftops caused more extensive damage and has compromised the integrity of the stored materials and affects the safety of its occupants. The scope of work that Canton will provide includes: (a) repairs to the warehouse roofing, siding, exterior metal stairs, metal roll-up doors, warehouse ground floor and second mezzanine offices; (b) electrical and mechanical renovations, de-rusting and coating of warehouse structure; (c) mobilization and demobilization, permit applications, engineering services, replacing of metal doors and ventilation; (d) replacing of light fixtures and supplying and installing new air-conditioning units; and, (e) constructing a 20-foot by 80-foot warehouse extension, which will house electrical connections, a sprinkler system, CCTV and telecommunications. The projected funding source for this project involves bond funds, internal existing CIP project funds, FMA (approximately \$631K), public assistance program funds, as well as proceeds from its property insurance claim payments. GWA states that the total cost for renovations, as submitted by Canton, is \$1.554M, with an additional \$440K for the construction of the warehouse extension. GWA's petition is supported by CCU Resolution authorizing GWA to accept the bid from Canton of \$1,994M and a 10% contingency of about \$199K, bringing the total for this project to \$2,199,994.00. The CCU also authorized the use of GWA's bond funds, FEMA funds</p>	

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Guam Solid Waste Authority

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08-12-24	GSWA 24-04 (FJH)	<p><u>Petition for Approval of Guam Solid Waste Authority’s Three-Year Financial Rate Plan FY2025-2027:</u> CALJ Horecky presented this matter and stated that this matter comes before the PUC on GSWA’s petition for approval of the 3-year financial rate plan. The Guam Legislature just recently passed a mandatory service requirement for garbage pickup, which was signed by the Acting Governor. This basically provides that all residents, with certain options, are required to have mandatory collection services. This passage does not affect the rate petition or the rate recommendations that will be made and that need to be carried out. The Board of Directors of GSWA, in Resolution 2023-007 and 2023-009, approved the filing before the PUC of a rate modeling financial plan and the establishment of new rate of special waste. 10 GCA §51A104(a)(4) provides that GSWA may establish and modify, from time to time with the approval of the PUC, reasonable rates and charges. Page 2 of the ALJ Report filed on this docket contains a chart, which indicates the recommended changes by GSWA. The main one is for FY2026, the current residential monthly rate will be increased from \$30.00 to \$35.00. There will be substantial increases for residential transfer station charges. The commercial rate and the government rate will be increased from \$171.60 per ton to \$190.00 per ton for FY2026. The number of new special rates, which were specified, have been approved. The increase for FY2026 is \$3.2M. At the public hearings held on this matter, GSWA presented that the rate increases will primarily be used to fund the following: Layon new cell development at \$900K; Layon cell closure at \$1.3M; equipment replacement fund at \$580,635.00, totaling approximately \$3,183,000.00. An additional increase of \$3.00 for residential rates and some increase on the commercial rates was recommended for FY2027. Overall, there will be a \$4.2M increase through FY2027. It is a reasonable amount considering that the cost for the new garbage and recycling bins that GSWA will be purchasing to implement the mandatory service is \$40K. There will be 20,000 new customers and the recycling bin for each of the garbage bins alone cost \$4M. Thus, one could determine that even with the recommended rates, it may leave other gaps or holes in GWSA’s needs. The PUC audit of GSWA that was performed by MSW Consultants became the PUC’s adopted audit. In that audit, there was substantial rate increases</p>	<p style="text-align: center;">APPROVED (unanimously) (5 in favor / 1 absent)</p>

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		<p>premium benefit, however, PUC tabled that matter pending a GSWA rate case. GSWA came up with a proposal, which CALJ Horecky believes to be fair, that the host villages should be given the same kind of increase that GSWA will get in its rates – that would be approximately in the area of 16% and 17%. Based on this recommendation, for FY2026, the host premium benefit would be raised from \$300K to a total of \$350K (or \$175K each) for those villages. The formula for these rates was originally developed years ago and was based on a certain number of residential and commercial customers. And, although the number of customers has not greatly increased, the new number of customers is producing higher amount of those premium benefits. The proposal here is that the surcharge for residential customers be reduced from 38 to 36 cents monthly. And, the per-ton amount for commercial-government would be reduced from \$3.57 per ton to \$3.37 per ton. Even with this reduction, the Host Premium benefits will increase up to \$350K. This issue will later need further evaluation by the PUC. The residential transfer stations have raised concerns and the rates are generally going up by 54%. There are 3 transfer stations: Harmon, Agat and Malojloj. The Agat and Malojloj transfer stations are very costly and expensive. Agat and Malojloj only represent 3% to 4% of refuse tonnage handled by GSWA and use about 9% of GSWA personnel and their revenues are quite low. The Harmon transfer station seems to be carrying on its own. The law is that PUC is required to approve rates “to recover the full cost of providing solid waste management services and collect money from customers using such services.” GSWA has been in deficit, by hundreds of thousands of dollars, with the Agat and Malojloj transfer stations. The increases for the residential transfer stations are proposed to recover the actual cost. If the full rate is not provided to GSWA, it is not going to make it and there will be no compliance with the PUC’s obligation under 10 GCA §51A104(a)(4). This proceeding is a 3-year rate case. CALJ Horecky’s recommendation is that there be a Rate True-Up proceeding in FY2027 (for FY2028) to look at the impact of the mandatory service, to determine if GSWA is receiving enough revenues from that mandatory service and if said revenues received are adequate for GSWA. The 3-year plan meets all filing requirements. The residential transfer stations charges will be increased. The Host Community Premium</p>	

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		<p>(\$175,000.00 each for Chalan Pago/Ordod and Inalahan; that for FY2026, the Host Premium Surcharge for residential customers shall be \$0.36 monthly; the Host Premium Surcharge for commercial/government customer (the tipping fee) shall be \$3.37 per ton monthly, and with these reduced surcharge fees, GSWA represents that it will collect the increased Host Community Premium Benefit of \$350,000.00; ordered that PUC jurisdiction is retained over this matter and this docket shall be maintained in an open status; and that Rate True-Up proceedings shall be conducted in FY2027 to set GSWA's rates for FY2028; and that the ALJ is authorized and directed to oversee such administrative tasks and to issue such additional orders as may be reasonable and necessary to implement this Decision. [Order entered 08-28-25]</p>	
03-14-25	<p>GSWA 25-01 (FJH)</p>	<p><u>Petition for Contract Review and Approval (Award and Contract to EA Engineering, Science, and Technology, Inc. for Landfill Compliance and Engineering Services)</u>: This petition seeks PUC's approval to award a contract to EA Engineering, Science, and Technology Inc. (EA) for landfill compliance and engineering services. CALJ Frederick J. Horecky presented this matter and noted that EA had a longstanding relationship with GSWA and had previously performed similar work under an earlier contract, which expired in April 2023. CALJ Horecky elaborated that the procurement was conducted in April 2024 and, despite 4 parties picking up packets, EA was the only one to submit a proposal. GSWA has determined that EA's proposal was sufficient in qualifications and capabilities. The total cost of the 3-year contract was detailed as \$841,361.50, broken down into \$350K for the first year; \$242,050 for the second year and \$249,311.50 for the third. The contract also includes an option for 2 additional years. GSWA's Board of Directors in Resolution No. 2024-015 approved the contract on October 17, 2024. As the contract exceeds \$750K, it requires PUC approval under the Contract Review Protocol. CALJ Horecky stated that the contract contains standard protective clauses for GSWA and its rate payers, including warranties, withholding of payments for defective services, termination rights and indemnification clauses. The PUC approved the award and contract to EA Engineering, Science and Technology, Inc., for Landfill Compliance and Engineering Services and authorized GSWA to expend a 3-year total under the contract of an amount up to \$841,361.50. [Order entered 03-27-25]</p>	<p>APPROVED (unanimously)</p>

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Port Authority of Guam

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04-02-25	PAG 25-02 (JRA)	<p><u>Petition for Review and Approval of Contract Award to BME & Sons, Inc., for IFB-PAG-CIP-024-004 Warehouse No. 1 Maintenance Project:</u> PAG seeks PUC’s review and approval to award the contract for Warehouse No. 1 Maintenance Project to BME & Sons, Inc. ALJ Joephet R. Alcantara presented this matter and explained that the procurement process began in November 2024 with the issuance of IFB Number CIP24-004. Five bids were received and the lowest responsive bid was submitted by BME and Sons in the amount of \$4,837,223.18. PAG Board of Directors previously approved the contact, via Resolution 2025-10, and authorized PAG to seek PUC’s approval. This matter falls under PUC’s jurisdiction as the contract exceeds \$1M and will be funded through revenue bonds. The warehouse was built in 1968, is approximately 54,000 square feet and was found to have extensive concrete cracks and spalls, deteriorating electrical and fire protection systems and other safety issues. The scope of the project covers 6 main areas: architectural, structural, plumbing, fire protection, electrical and project closeout. Specific work includes roof hatch replacement, downspout and wall repairs, concrete and roof slab repairs, new fire alarm systems and comprehensive electrical work. The contact includes liquidated damages of \$1K per day for delays and has a term of 540 days. Funding will be sourced from PAG’s bond financing portfolio and the project may also be eligible for FEMA reimbursement. ALJ Alcantara emphasized the urgency of the repairs given the building’s condition and its use by Port employees and tenants. ALJ Alcantara concluded that the contract was necessary and prudent for PAG’s operations and safety, recommending that the PUC approve the contract. PAG confirmed that approximately 80% of the warehouse is used by PAG employees and that several bays were vacated due to safety issues, to include mold. PAG further provided background on the building’s deterioration from its proximity to saltwater operations. The PUC granted PAG’s Petition for Warehouse No. 1 Maintenance Project and authorized PAG to award the contract for Warehouse No. 1 Maintenance Project to BME & Sons Inc., at a total cost of \$4,837,223.18. [Order entered 04-24-25]</p>	APPROVED (unanimously)

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		<p>Docomo's request for USAC Certification. The motion to approve Docomo's Petition for USAC Certification passed unanimously and the PUC issued its annual certification, pursuant to 47 C.F.R. §54.314, to the Federal Communication Commission and the Universal Services Administration Company that Docomo Pacific, Inc., is eligible to receive federal high-cost support for program years cited; and, also certifies for Docomo Pacific, Inc., that all federal high-cost support provided to such carrier within Guam, was used in the preceding calendar year (2024) and will be used in the coming calendar year (2026) only for the provisioning, maintenance and upgrading of facilities and services for which the support is intended, consistent with §254(e) of the Communications Act. [USAC Certification / Certificate of Authority issued on 08/28/25]</p>	
08-25-25	GTA 25-01 (FJH)	<p><u>Petition of TeleGuam Holdings, LLC (GTA) for Annual USAC Certification:</u> GTA's Petition seeks PUC's annual USACC certification. CALJ Frederick J. Horecky presented this matter and stated that PUC's approval of annual certifications for Telecommunication companies is important as these companies receive substantial federal funding under the USAC provisions, and are thus in the best interest of the ratepayers of Guam. In its petition, GTA requests PUC's approval to issue a certification that it will use universal service support funds for purposes and compliance with Section 254(e) of the Communications Act. GTA states that the funds received are being used to support core services that are designated for USF support. GTA's Chief Operating Officer, Andrew M. Gayle, Jr., has certified that all federalized support received will be used only for the provision, maintenance and upgrade of facilities and services for which support is intended. The federal support received by GTA is broadband loop support and interstate carrier compensation. GTA has submitted its 5-year buildout plan, under seal. All of its projects listed for years 2022 through 2029 are for the extension of fiber-to-the-home, which is the installation and use of optical fiber from a central point directly to individual buildings such as residences, apartments and business that provide high-speed internet access, and dramatically increases connection speeds available to computer users. GTA has indicated that it had no outages affecting landline service in 2024; there were no unfulfilled requests from potential customers for service during</p>	<p style="text-align: center;">APPROVED (unanimously)</p>

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		<p>is required to certify to the Federal Communications Commission ("FCC") and the Universal Service Administration Company ("USAC") that USFs will be used only for the purposes designated in the Federal Act. Absent such PUC certification, TeleGuam Holdings, LLC, as an ETC, would be denied funds for each quarter of the year that certification is delayed. GTA/Pulse Mobile, a subsidiary of GTA, has submitted a 5-year build-out plan, made capital improvements in Guam, and certified that federal funds are used for intended purposes. GTA/Pulse Mobile is working on providing cellphone connections, towers, cellphone sites, etc. It is working on expanding out its wireless capacity, 5G deployment on 15 sites in Northern and Central Guam, 5 other sites to fill holes in density in Northern, Central and Southern Guam, and 4 sites targeted for very high-speed internet service in 5 new sites in selected neighborhoods. This buildout program will continue in 2026 and 2027 and in 2028, it will add new 5G sites to improve coverage and capacity. GTA/Pulse Mobile has certified that it does offer all the services designated by the FCC for support pursuant to the Federal Act. GTA/Pulse Mobile's Chief Operating Officer, Andrew M. Gayle, Jr., has certified that all federal high-cost support provided to it will be used only for the provision, maintenance and upgrade of facilities and services for which support is intended. It has also certified that there were no outages in 2024, no unfulfilled requests for services and no complaints per 1,000 headsets made to the PUC or the FCC. Based on its certifications, it is CALJ Horecky opinion that GTA/Pulse Mobile meets all requirements and recommended that the PUC approve the certification. The motion to approve Teleguam Holdings, LLC's (fka Pulse Mobile, LLC.) Petition for USAC Certification passed unanimously and the PUC issued its annual certification, pursuant to 47 C.F.R. §54.314, to the Federal Communication Commission and the Universal Services Administration Company that Teleguam Holdings, LLC (fka Pulse Mobile, LLC), is eligible to receive federal high-cost support for the program years cited; and, also certifies for Teleguam Holdings, LLC (fka Pulse Mobile, LLC), that all federal high-cost support provided to such carrier within Guam was used in the preceding calendar year (2024) and will be used in the coming calendar year (2026) only for the provisioning, maintenance and upgrading of facilities and services for which the support is intended, consistent with</p>	

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		certifies for PTI that all federal high-cost support provided to such carrier within Guam was used in the preceding calendar year (2024) and will be used in the coming calendar year (2026) only for the provisioning, maintenance and upgrading of facilities and services for which the support is intended, consistent with §254(e) of the Communications Act. [USAC Certification / Certificate of Authority issued on 09-25-25]	

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Administrative Matters

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09-26-25	APPROVED – Resolutions and Employment Agreements for PUC Administrator and Staff - Resolution Nos. 25-07, 25-08 and 25-09 (LRP)
09-26-25	Update on Solicitation of Lease for Office Space (ARC)
09-26-25	Update on Solicitation for In-House Counsel and ALJ (FJH)